

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO.15395 OF 2006

Dated: 25-07-2006

Between:

Patnam Rama Devi

Petitioner

And

The District Election Authority,
The District Collector, Nellore District.

Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.NO.15395 OF 2006

ORDER:

1. Heard the counsel.
2. Writ Petition is filed for writ of Mandamus declaring the action of the third respondent in not receiving the objections submitted by the petitioner and declaring the nomination papers of Respondent Nos. 6 to 8 as valid who come under the disqualification provisions under Section 19 (2) (i) of A.P.Panchayat Raj Act, 1994 and consequently to declare the nominations of the respondents 6 to 8 as invalid and pass such other suitable orders..
3. The main ground of attack is that they are in arrears of house tax. It is a question of fact. The Returning Officer exercised his discretionary power and accepted the nominations. Hence, the same cannot be disturbed at this stage. Even otherwise if the petitioner is aggrieved by the same, the petitioner is having effective remedy by way of election petition. Therefore, the petitioner is at liberty to approach appropriate election Tribunal.
4. With this above observation, the writ petition is disposed of. No order as to costs.

25-07-2006

Stp